

State of South Dakota

SEVENTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 1999

995C0455

SENATE CONCURRENT RESOLUTION NO.

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Introduced by: Senators Frederick, Benson, Drake, Hainje, Hutmacher, and Olson and
Representatives Richter and Putnam

1 A CONCURRENT RESOLUTION, Defending South Dakota's right to all funds to be received
2 through the 1998 tobacco settlement.

3 WHEREAS, on November 23, 1998, the Attorneys General and other representatives of
4 forty-six states, Puerto Rico, the U.S. Virgin Islands, the Northern Mariana Islands, Guam, and
5 the District of Columbia signed an agreement with the five largest tobacco manufacturers; and

6 WHEREAS, this agreement was designed to aid in the fight against teenage tobacco use and
7 to educate the public as to the health hazards of tobacco use; and

8 WHEREAS, South Dakota is projected to receive a total of \$683,650,008 through 2025
9 from the terms of this settlement; and

10 WHEREAS, state and local governments are in a far better position than is the federal
11 government to fight teenage tobacco use and oversee public education regarding the hazards of
12 tobacco use; and

13 WHEREAS, the federal government may attempt to recoup a portion of federal health care
14 payments by claiming tobacco settlement funds:

15 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Seventy-fourth Legislature
16 of the State of South Dakota, the House of Representatives concurring therein, that the United

- 1 States Congress and the President of the United States be memorialized to allow the State of
- 2 South Dakota complete discretion over all funds received through the 1998 tobacco settlement,
- 3 and not to entertain any claims by the federal executive branch on these funds.